

United States Bankruptcy Court
Middle District of Pennsylvania

In re:
Leniel Roque
Debtor

Case No. 19-02331-HWV
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0314-1

User: PRadginsk
Form ID: pdf002

Page 1 of 2
Total Noticed: 28

Date Rcvd: Jul 15, 2019

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 17, 2019.

db
5204759 +Leniel Roque, 1937 Park Street, Harrisburg, PA 17103-2539
5204758 +AT&T mobile phone services, 4600 Jonestown Rd., Harrisburg, PA 17109-6214
+American Coradius International Group, L, 2420 Sweet Home Rd., Suite 150,
Amherst, NY 14228-2244
5204761 +Best Buy, 5000 Jonestown Rd., Harrisburg, PA 17112-2921
5204762 +Bureau of Account Management, 3607 Rosemont Ave, Suite 502, Camp Hill, PA 17011-6943
5204770 +CBCS, P.O. Box 2724, Columbus, OH 43216-2724
5204769 +Carmax Auto Finance, Att: Bankruptcy, PO Box 440609, Kennesaw, GA 30160-9511
5204771 Dauphin County Tax Claim Bureau, 1st Fl Dauphin County Admin Bldg,
2 S. Second Street, P.O. Box 1295, Harrisburg, PA 17108-1295
5204773 +Fay Servicing, Attn: Bankruptcy Dept., PO Box 809441, Chicago, IL 60680-9441
5204775 +KML Law Group, P.C., Suite 5000 BNY Mellon Independence, 701 Market Street,
Philadelphia, PA 19106-1538
5204776 +Lendmark Financial Services, 1735 North Brown Road, Suite 300,
Lawrenceville, GA 30043-8228
5204782 +PP&L, 1925 Greenwood St, Harrisburg, PA 17104-2342
5204784 +Sunrise Credit Services, P.O. Box 9100, Farmingdale, NY 11735-9100
5220643 +Wilmington Trust, National Association, c/o Fay Servicing, P.O. Box 814609,
Dallas, TX 75381-4609

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

cr
+E-mail/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com Jul 15 2019 20:02:21
PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
5204757 +E-mail/Text: ally@ebn.phinsolutions.com Jul 15 2019 19:55:27 Ally Financial,
200 Renaissance Ctr, Detroit, MI 48243-1300
5204760 +E-mail/Text: EBN_Greensburg@Receivemormp.com Jul 15 2019 19:56:44 Berks Credit & Coll,
900 Corporate Dr, Reading, PA 19605-3340
5204768 +E-mail/PDF: resurgentbknotifications@resurgent.com Jul 15 2019 20:01:52 CACH, LLC,
4340 S. Monaco St., Suite 400, Denver, CO 80237-3485
5204772 +E-mail/Text: bknotice@ercbpo.com Jul 15 2019 19:56:11 Enhanced Recovery Co L,
8014 Bayberry Rd, Jacksonville, FL 32256-7412
5204774 +E-mail/Text: cio.bncmail@irs.gov Jul 15 2019 19:55:37 Internal Revenue Service,
P.O. Box 7346, Philadelphia, PA 19101-7346
5212469 E-mail/Text: ktramble@lendmarkfinancial.com Jul 15 2019 19:55:21
Lendmark Financial Services llc, 2118 usher street nw, covington, GA 30014
5204777 +E-mail/Text: Bankruptcies@nragroup.com Jul 15 2019 19:56:41 National Recovery Agen,
2491 Paxton St, Harrisburg, PA 17111-1036
5204778 E-mail/Text: Bankruptcies@nragroup.com Jul 15 2019 19:56:41 National Recovery Agency,
P.O. Box 67015, Harrisburg, PA 17106-7015
5204780 +E-mail/PDF: cbp@onemainfinancial.com Jul 15 2019 20:02:16 One Main Financial,
6049 Allentown Blvd., Harrisburg, PA 17112-2672
5204781 +E-mail/PDF: cbp@onemainfinancial.com Jul 15 2019 20:02:49 Onemain, Po Box 499,
Hanover, MD 21076-0499
5212051 E-mail/Text: RVSVCBICNOTICE1@state.pa.us Jul 15 2019 19:55:53
Pennsylvania Department of Revenue, Bankruptcy Division PO Box 280946,
Harrisburg, Pa. 17128-0946
5204783 +E-mail/PDF: cbp@onemainfinancial.com Jul 15 2019 20:02:16 Springleaf, 3809 Paxton St.,
Harrisburg, PA 17111-1400
5214052 +E-mail/PDF: gecsedirecoverycorp.com Jul 15 2019 20:02:17 Synchrony Bank,
c/o PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
TOTAL: 14

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****

5204767 Cach Llc
5204764* +Bureau of Account Management, 3607 Rosemont Ave, Suite 502, Camp Hill, PA 17011-6943
5204765* +Bureau of Account Management, 3607 Rosemont Ave, Suite 502, Camp Hill, PA 17011-6943
5204766* +Bureau of Account Management, 3607 Rosemont Ave, Suite 502, Camp Hill, PA 17011-6943
5204763* +Bureau of Account Management, 3607 Rosemont Ave, Suite 502, Camp Hill, PA 17011-6943
5204779* National Recovery Agency, P.O. Box 67015, Harrisburg, PA 17106-7015

TOTALS: 1, * 5, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

***** BYPASSED RECIPIENTS (continued) *****

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 17, 2019

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 15, 2019 at the address(es) listed below:

Charles J DeHart, III (Trustee) TWecf@pamd13trustee.com
James Warmbrodt on behalf of Creditor Wilmington Trust, National Association, not in its individual capacity, but solely as trustee for MFRA Trust 2016-1 bkgroup@kmlawgroup.com
Michael Joshua Shavel on behalf of Creditor Wilmington Trust, National Association, not in its individual capacity, but solely as trustee for MFRA Trust 2016-1 mshavel@hillwallack.com, lcampbell@hillwallack.com;rianiero@HillWallack.com
Stephen Wade Parker on behalf of Debtor 1 Leniel Roque Mooneybkecf@gmail.com, R61895@notify.bestcase.com
United States Trustee ustpreion03.ha.ecf@usdoj.gov

TOTAL: 5

LOCAL BANKRUPTCY FORM 3015-1**IN THE UNITED STATES BANKRUPTCY COURT****FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**IN RE:
Leniel Roque

CHAPTER 13

CASE NO. 1:19-bk-02331-HWV

☒ ORIGINAL PLAN☐ AMENDED AMENDED PLAN (Indicate 1st, 2nd, 3rd, etc.)☐ Number of Motions to Avoid Liens☐ Number of Motions to Value Collateral**CHAPTER 13 PLAN****NOTICES**

Debtors must check one box on each line to state whether or not the plan includes each of the following items. If an item is checked as "Not Included" or if both boxes are checked or if neither box is checked, the provision will be ineffective if set out later in the plan.

- | | | | |
|---|---|-----------------------------------|--|
| 1 | The plan contains nonstandard provisions, set out in § 9, which are not included in the standard plan as approved by the U.S. Bankruptcy Court for the Middle District of Pennsylvania. | <input type="checkbox"/> Included | <input checked="" type="checkbox"/> Not Included |
| 2 | The plan contains a limit on the amount of a secured claim, set out in § 2.E, which may result in a partial payment or no payment at all to the secured creditor. | <input type="checkbox"/> Included | <input checked="" type="checkbox"/> Not Included |
| 3 | The plan avoids a judicial lien or nonpossessory, nonpurchase-money security interest, set out in § 2.G. | <input type="checkbox"/> Included | <input checked="" type="checkbox"/> Not Included |

YOUR RIGHTS WILL BE AFFECTED

READ THIS PLAN CAREFULLY. If you oppose any provision of this plan, you must file a timely written objection. This plan may be confirmed and become binding on you without further notice or hearing unless a written objection is filed before the deadline stated on the Notice issued in connection with the filing of the plan.

1. PLAN FUNDING AND LENGTH OF PLAN.**A. Plan Payments From Future Income**

1. To date, the Debtor paid \$ 0.00 (enter \$0 if no payments have been made to the Trustee to date). Debtor shall pay to the Trustee for the remaining term of the plan the following payments. If applicable, in addition to monthly plan payments, Debtor shall make conduit payments through the Trustee as set forth below. The total base plan is \$66,600.00, plus other payments and property stated in § 1B below:

| Start mm/yy | End mm/yy | Plan Payment | Estimated Conduit Payment | Total Monthly Payment | Total Payment Over Plan Tier |
|----------------|--------------|-----------------|---------------------------------|-----------------------------|---------------------------------------|
| 07/19 | 06/24 | 460.41 | 649.59 | 1,110.00 | 66,600.00 |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | Total Payments: | \$66,600.00 |

2. If the plan provides for conduit mortgage payments, and the mortgagee notifies the Trustee that a different payment is due, the Trustee shall notify the Debtor and any attorney for the Debtor, in writing, to adjust the conduit payments and the plan funding. Debtor must pay all post-petition mortgage payments that come due before the initiation of conduit mortgage payments.

3. Debtor shall ensure that any wage attachments are adjusted when necessary to conform to the terms of the plan.
4. CHECK ONE: ☒ Debtor is at or under median income. *If this line is checked, the rest of § 1.A.4 need not be completed or reproduced.*

B. Additional Plan Funding From Liquidation of Assets/Other

1. The Debtor estimates that the liquidation value of this estate is **\$0.00**. (Liquidation value is calculated as the value of all non-exempt assets after the deduction of valid liens and encumbrances and before the deduction of Trustee fees and priority claims.)

Check one of the following two lines.

☒ No assets will be liquidated. If this line is checked, the rest of § 1.B need not be completed or reproduced.

☐ Certain assets will be liquidated as follows:

2. In addition to the above specified plan payments, Debtor shall dedicate to the plan proceeds in the estimated amount of \$__ from the sale of property known and designated as __. All sales shall be completed by __. If the property does not sell by the date specified, then the disposition of the property shall be as follows:

3. Other payments from any source(s) (describe specifically) shall be paid to the Trustee as follows:
Once Debtor obtains CDL and higher paying job, debtor will file amended Schedules I & J and an amended plan if required. Once Debtor's wife obtains SSD income, Debtor will file an amended Schedule I.

2. SECURED CLAIMS.

A. Pre-Confirmation Distributions. Check one.

☐ None. *If "None" is checked, the rest of § 2.A need not be completed or reproduced.*

☒ Adequate protection and conduit payments in the following amounts will be paid by the Debtor to the Trustee. The Trustee will disburse these payments for which a proof of claim has been filed as soon as practicable after receipt of said payments from the Debtor.

| Name of Creditor | | Last Four Digits of Account Number | Estimated Monthly Payment |
|------------------|--|------------------------------------|---------------------------|
| Fay Servicing | Attn: Bankruptcy Dept.; PO Box 809441; Chicago, IL 60680 | 5967 | \$649.59 |

1. The Trustee will not make a partial payment. If the Debtor makes a partial plan payment, or if it is not paid on time and the Trustee is unable to pay timely a payment due on a claim in this section, the Debtor's cure of this default must include any applicable late charges.
2. If a mortgagee files a notice pursuant to Fed. R. Bankr. P. 3002.1(b), the change in the conduit payment to the Trustee will not require modification of this plan.

B. Mortgages (Including Claims Secured by Debtor's Principal Residence) and Other Direct Payments by Debtor. Check one.

☐ None. *If "None" is checked, the rest of § 2.B need not be completed or reproduced.*

☒ Payments will be made by the Debtor directly to the creditor according to the original contract terms, and without modification of those terms unless otherwise agreed to by the contracting parties. All liens survive the plan if not

avoided or paid in full under the plan.

| Name of Creditor | Description of Collateral | Last Four Digits of Account Number |
|-----------------------------|--|------------------------------------|
| Carmax Auto Finance | 2016 Hyundai Elantra GT Hatchback 70,334 miles | 9814 |
| Lendmark Financial Services | 1998 Sunnybrook 5th Wheel Trailer | 8203 |

C. Arrears (Including, but not limited to, claims secured by Debtor's principal residence). Check one.

- ☐ None. If "None" is checked, the rest of § 2.C need not be completed or reproduced.
- ☒ The Trustee shall distribute to each creditor set forth below the amount of arrearages in the allowed claim. If post-petition arrearages are not itemized in an allowed claim, they shall be paid in the amount stated below. Unless otherwise ordered, if relief from the automatic stay is granted as to any collateral listed in this section, all payments to the creditor as to that collateral shall cease, and the claim will no longer be provided for under § 1322(b)(5) of the Bankruptcy Code:

| Name of Creditor | Description of Collateral | Estimated Pre-petition Arrears to be Cured | Estimated Post-petition Arrears to be Cured | Estimated Total to be paid in plan |
|------------------|---|--|---|------------------------------------|
| Fay Servicing | 1937 Park Street Harrisburg, PA 17103 Dauphin County | \$13,700.00 | \$0.00 | \$13,700.00 |

D. Other secured claims (conduit payments and claims for which a § 506 valuation is not applicable, etc.)

- ☐ None. If "None" is checked, the rest of § 2.D need not be completed or reproduced.
- ☒ The claims below are secured claims for which a § 506 valuation is not applicable, and can include: (1) claims that were either (a) incurred within 910 days of the petition date and secured by a purchase money security interest in a motor vehicle acquired for the personal use of the Debtor, or (b) incurred within 1 year of the petition date and secured by a purchase money security interest in any other thing of value; (2) conduit payments; or (3) secured claims not provided for elsewhere.
- The allowed secured claims listed below shall be paid in full and their liens retained until the earlier of the payment of the underlying debt determined under nonbankruptcy law or discharge under § 1328 of the Code.
 - In addition to payment of the allowed secured claim, present value interest pursuant to 11 U.S.C. § 1325(a)(5)(B)(ii) will be paid at the rate and in the amount listed below, unless an objection is raised. If an objection is raised, then the court will determine the present value interest rate and amount at the confirmation hearing.
 - Unless otherwise ordered, if the claimant notifies the Trustee that the claim was paid, payments on the claim shall cease.

| Name of Creditor | Description of Collateral | Principal Balance of Claim | Interest Rate | Total to be Paid in Plan |
|------------------|---|----------------------------|---------------|--------------------------|
| Fay Servicing | 1937 Park Street Harrisburg, PA 17103 Dauphin County | \$60,017.00 | unk% | \$38,975.40 |

E. Secured claims for which a § 506 valuation is applicable. Check one.

- ☒ None. If "None" is checked, the rest of § 2.E need not be completed or reproduced.

F. Surrender of Collateral. Check one.

- ☒ None. If "None" is checked, the rest of § 2.F need not be completed or reproduced.

G. Lien Avoidance. Do not use for mortgages or for statutory liens, such as tax liens. Check one.

- ☒ None. If "None" is checked, the rest of § 2.G need not be completed or reproduced.

3. PRIORITY CLAIMS.**A. Administrative Claims**

1. Trustee's Fees. Percentage fees payable to the Trustee will be paid at the rate fixed by the United States Trustee.

2. Attorney's fees. Complete only one of the following options:

- a. In addition to the retainer of \$ **102.00** already paid by the Debtor, the amount of \$ **4,398.00** in the plan. This represents the unpaid balance of the presumptively reasonable fee specified in L.B.R. 2016-2(c).
- b. \$ _____ per hour, with the hourly rate to be adjusted in accordance with the terms of the written fee agreement between the Debtor and the attorney. Payment of such lodestar compensation shall require a separate fee application with the compensation approved by the Court pursuant to L.B.R. 2016-2(b).

3. Other. Other administrative claims not included in §§ 3.A.1 or 3.A.2 above.
Check one of the following two lines.

☒ None. If "None" is checked, the rest of § 3.A.3 need not be completed or reproduced.

B. Priority Claims (including, certain Domestic Support Obligations)

☐ None. If "None" is checked, the rest of § 3.B need not be completed or reproduced.

☒ Allowed unsecured claims, including domestic support obligations, entitled to priority under § 1322(a) will be paid in full unless modified under § 9.

| Name of Creditor | Estimated Total Payment |
|---------------------------------|-------------------------|
| Dauphin County Tax Claim Bureau | \$1,706.05 |
| Internal Revenue Service | \$1,016.00 |

C. Domestic Support Obligations assigned to or owed to a governmental unit under 11 U.S.C. §507(a)(1)(B). Check one of the following two lines.

☒ None. If "None" is checked, the rest of § 3.C need not be completed or reproduced.

4. UNSECURED CLAIMS**A. Claims of Unsecured Nonpriority Creditors Specially Classified.**

Check one of the following two lines.

☒ None. If "None" is checked, the rest of § 4.A need not be completed or reproduced.

B. Remaining allowed unsecured claims will receive a pro-rata distribution of funds remaining after payment of other classes.

5. EXECUTORY CONTRACTS AND UNEXPIRED LEASES. Check one of the following two lines.

☒ None. If "None" is checked, the rest of § 5 need not be completed or reproduced.

6. VESTING OF PROPERTY OF THE ESTATE.

Property of the estate will vest in the Debtor upon

Check the applicable line:

- ☒ plan confirmation.
☐ entry of discharge.
☐ closing of case.

7. DISCHARGE: (Check one)

- ☒ The debtor will seek a discharge pursuant to § 1328(a).
☐ The debtor is not eligible for a discharge because the debtor has previously received a discharge described in § 1328(f).

8. ORDER OF DISTRIBUTION:

If a pre-petition creditor files a secured, priority or specially classified claim after the bar date, the Trustee will treat the claim as allowed, subject to objection by the Debtor.

Payments from the plan will be made by the Trustee in the following order:

Level 1: _____
 Level 2: _____
 Level 3: _____
 Level 4: _____
 Level 5: _____
 Level 6: _____
 Level 7: _____
 Level 8: _____

If the above Levels are not filled-in, then the order of distribution of plan payments will be determined by the Trustee using the following as a guide:

Level 1: Adequate protection payments.
 Level 2: Debtor's attorney's fees.
 Level 3: Domestic Support Obligations.
 Level 4: Priority claims, pro rata.
 Level 5: Secured claims, pro rata.
 Level 6: Specially classified unsecured claims.
 Level 7: Timely general unsecured claims.
 Level 8: Untimely filed general unsecured claims to which the Debtor has not objected.

9. NONSTANDARD PLAN PROVISIONS

Include the additional provisions below or on an attachment. Any nonstandard provision placed elsewhere in the plan is void. (NOTE: The plan and any attachment must be filed as one document, not as a plan and exhibit.)

Dated: May 30, 2019

/s/ Stephen Wade Parker
Stephen Wade Parker 315606
 Attorney for Debtor

/s/ Leniel Roque
Leniel Roque
 Debtor

By filing this document, the debtor, if not represented by an attorney, or the Attorney for Debtor also certifies that this plan contains no nonstandard provisions other than those set out in § 9.